

# AUTO CR - LOG SUMMARY #1066865

TYPE: INFO

## Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
	(None Entered)		

## Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Reporting Party Victim						M	BLK		

## Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
03-MAY-2013 01:20 - 03-MAY-2013 01:20		0311	003	304 - STREET	

## Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused MOORE, DAVID	1191		003 /	SERGEANT OF POLICE	ON Duty	
CPD Employee	Accused MENA, ARTURO	20374		003 /	PO AS DETECTIVE	ON Duty	
CPD Employee	Accused SANCHEZ, RUBEN	21041		003 /	PO AS DETECTIVE	ON Duty	
CPD Employee	Accused BRATTON, BRIAN	11388		003 /	POLICE OFFICER	ON Duty	
CPD Employee	Accused UNKNOWN,					ON Duty	THE REPORTING PARTY ALLEGES THAT THE ACCUSED OFFICERS ARRESTED HIM WITHOUT JUSTIFICATION.
CPD Employee	Accused BROSSEAU, JEFFERY	12402		003 /	POLICE OFFICER	ON Duty	

## Other Involved Parties

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
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## Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship
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## Incident Details

CR Required?		Manner Incident Received?	LETTER
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N	Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Civil Suit Settled Date:	
Notify Chief Administrator?	N	Notify Chief?	
Notify Coordinator?		Notification Does Not Apply?	Y
Notification Other?	N		
Notification Comments:			

## Incident Category List

## Incident Category List

Incident Category	Primary?	Initial?
03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST		N
03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST	Y	Y

## Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
BATEY, TERRY	Primary	GENERAL INVESTIGATION SECTION	14-JAN-2014	15-MAR-2014	07-MAR-2014	52
BATEY, TERRY	Primary	GENERAL INVESTIGATION SECTION	18-MAR-2014	17-MAY-2014	01-MAY-2014	44
HIGGS, MARK	Supervisor	GENERAL INVESTIGATION SECTION	03-APR-2014	03-MAY-2014	01-MAY-2014	
O KELLY, PATRICK	Supervisor	GENERAL INVESTIGATION SECTION	18-MAR-2014	17-APR-2014	03-APR-2014	
O KELLY, PATRICK	Supervisor	GENERAL INVESTIGATION SECTION	14-JAN-2014	13-FEB-2014	07-MAR-2014	

## Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
BATEY, TERRY	17-APR-2014	17-MAY-2014		OTHER (DESCRIBE)	R/I needed to complete additional work.	29-APR-2014	HIGGS, MARK	30-APR-2014	10-4
BATEY, TERRY	13-FEB-2014	15-MAR-2014		OTHER (DESCRIBE)	Awaiting for review from Supervisor	05-MAR-2014	O KELLY, PATRICK	07-MAR-2014	

## Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding
BROSSEAU, JEFFERY	1	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH	ILLEGAL ARREST / FALSE ARREST	NO AFFIDAVIT
SANCHEZ, RUBEN	1	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH	ILLEGAL ARREST / FALSE ARREST	NO AFFIDAVIT
BRATTON, BRIAN	1	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH	ILLEGAL ARREST / FALSE ARREST	NO AFFIDAVIT
MOORE, DAVID	1	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH	ILLEGAL ARREST / FALSE ARREST	NO AFFIDAVIT
MENA, ARTURO	1	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH	ILLEGAL ARREST / FALSE ARREST	NO AFFIDAVIT

## Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
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## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	02-MAY-2014 07:38	HIGGS, MARK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	02-MAY-2014 07:38	HIGGS, MARK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	02-MAY-2014 07:36	HIGGS, MARK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	01-MAY-2014 04:27	BATEY, TERRY	POLICE OFFICER	121 /	
PENDING INVESTIGATION	18-MAR-2014 01:19	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	10-MAR-2014 06:06	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
PENDING INVESTIGATIVE REVIEW	07-MAR-2014 05:17	BATEY, TERRY	POLICE OFFICER	121 /	
PENDING INVESTIGATION	14-JAN-2014 02:51	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	07-JAN-2014 01:13	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	
PENDING APPROVE TEAM	07-JAN-2014 09:46	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	03-JAN-2014 09:47	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	03-JAN-2014 09:41	STEWART, DENISE	INTAKE AIDE	113 /	
PRELIMINARY	03-JAN-2014 08:40	STEWART, DENISE	INTAKE AIDE	113 /	

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	INVESTIGATION					BATEY, TERRY	17-JAN-2014 04:36			
1	FACE SHEET					STEWART, DENISE	03-JAN-2014 08:40			
2	CONFLICT CERTIFICATION					BATEY, TERRY	17-JAN-2014 04:36			
3	DOCUMENTS - INVESTIGATION		1	Sworn Affidavit	Y	BATEY, TERRY	05-MAR-2014 07:46	APPROVED		
4	DOCUMENTS - INTAKE INCIDENT		4	LETTER	N	STEWART, DENISE	03-JAN-2014 09:38	APPROVED		
5	DOCUMENTS - INVESTIGATION		3	GOCR [REDACTED]	Y	BATEY, TERRY	05-MAR-2014 07:47	APPROVED		
6	DOCUMENTS - INVESTIGATION		5	Arrest Report	Y	BATEY, TERRY	05-MAR-2014 07:49	APPROVED		
7	DOCUMENTS - INVESTIGATION		6	Special Order S08-01-01 Conduct of Complaint Investigations	Y	BATEY, TERRY	05-MAR-2014 07:53	APPROVED		
8	DOCUMENTS - INVESTIGATION		1	Letter Contact with Reporting Party	Y	BATEY, TERRY	01-APR-2014 06:31	APPROVED		
9	DOCUMENTS - INVESTIGATION		4	Certified Letter to Reporting Party	Y	BATEY, TERRY	01-APR-2014 06:32	APPROVED		
10	DOCUMENTS - INVESTIGATION		1	USPS Tracking Confirmation	Y	BATEY, TERRY	01-APR-2014 06:32	APPROVED		
11	DOCUMENTS - INVESTIGATION		1	Returned Certified Letter	Y	BATEY, TERRY	01-APR-2014 06:33	APPROVED		
12	DOCUMENTS - INVESTIGATION		3	Certified Letter to Reporting Party Home Address	Y	BATEY, TERRY	29-APR-2014 05:05	APPROVED		
13	DOCUMENTS - INVESTIGATION		1	USPS Tracking Confirmation - Reporting Party Home Address	Y	BATEY, TERRY	29-APR-2014 05:06	APPROVED		
	DOCUMENTS - INVESTIGATION		4	Closing packet, including Summary Report Digest	Y	BATEY, TERRY	01-MAY-2014 04:27	APPROVED		

## Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
LIEUTENANT REVIEW		SUBMITTED	HIGGS, MARK	SERGEANT OF POLICE	121	02-MAY-2014 07:38	
LIEUTENANT REVIEW		SUBMITTED	HIGGS, MARK	SERGEANT OF POLICE	121	02-MAY-2014 07:38	
SERGEANT REVIEW		SUBMITTED	HIGGS, MARK	SERGEANT OF POLICE	121	02-MAY-2014 07:36	
LIEUTENANT REVIEW		RETURNED TO INVESTIGATOR	O KELLY, PATRICK	SERGEANT OF POLICE	196	18-MAR-2014 01:19	
SERGEANT REVIEW		SUBMITTED	O KELLY, PATRICK	SERGEANT OF POLICE	196	10-MAR-2014 06:06	

## Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
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## Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
MOORE, DAVID	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	01-MAY-2014 04:27			NO AFFIDAVIT	

## Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
BRATTON, BRIAN	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	01-MAY-2014 04:27			NO AFFIDAVIT	
SANCHEZ, RUBEN	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	01-MAY-2014 04:27			NO AFFIDAVIT	
BROSSEAU, JEFFERY	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	01-MAY-2014 04:27			NO AFFIDAVIT	
MENA, ARTURO	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	01-MAY-2014 04:27			NO AFFIDAVIT	
SANCHEZ, RUBEN	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		UNFOUNDED	
BRATTON, BRIAN	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		UNFOUNDED	
MOORE, DAVID	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		UNFOUNDED	
MENA, ARTURO	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		UNFOUNDED	
BROSSEAU, JEFFERY	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		UNFOUNDED	
MENA, ARTURO	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		EXONERATED	
MOORE, DAVID	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		EXONERATED	
BRATTON, BRIAN	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		EXONERATED	
BROSSEAU, JEFFERY	1. [REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		EXONERATED	
SANCHEZ, RUBEN	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED]	BATEY, TERRY	07-MAR-2014 05:17	Y		EXONERATED	

## Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
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## Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
BROSSEAU, JEFFERY	[REDACTED] alleges on 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
SANCHEZ, RUBEN	[REDACTED] on 03 May 2013 at 0927 hours at [REDACTED] IL that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
BRATTON, BRIAN	[REDACTED] on 03 May 2013 at 0927 hours at [REDACTED] IL that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
MOORE, DAVID	[REDACTED] 03 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
MENA, ARTURO	[REDACTED] 3 May 2013 at 0927 hours at [REDACTED] that the accused falsely arrested him without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	



# FACE SHEET (Notification Date: 03-JAN-2014) - LOG #1066865

TYPE: INFO

## Reporting Party Information

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD Reporting Party Victim						M	BLK		

## Incident Information

Incident From Date/Time	Beat	Dist. Of Occurrence	Location Code	Location Description
03-MAY-2013 01:20 - 03-MAY-2013 01:20	0311	003	304 - STREET	

## Accused Members

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused UNKNOWN,					ON Duty	THE REPORTING PARTY ALLEGES THAT THE ACCUSED OFFICERS ARRESTED HIM WITHOUT JUSTIFICATION.

## Incident Details

CR Required?		Manner Incident Received?	LETTER
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N		
Motor Vehicle (V)?		Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IAD	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:			
Civil Suit No.:		Notify Chief?	
Notify Chief Administrator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		

## Initial Incident Category List

Initial Incident Category	Primary?
03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST	
03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST	Y

## Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IAD	GENERAL INVESTIGATION SECTION	HIGGS, MARK (SUPERVISOR)	03-APR-2014 09:39	SOLIS, MARCELLA	
IAD	GENERAL INVESTIGATION SECTION	O KELLY, PATRICK (SUPERVISOR)	18-MAR-2014 13:19	O KELLY, PATRICK	
IAD	GENERAL INVESTIGATION SECTION	BATEY, TERRY (PRIMARY INV)	18-MAR-2014 13:19	O KELLY, PATRICK	
IAD	GENERAL INVESTIGATION SECTION	O KELLY, PATRICK (SUPERVISOR)	14-JAN-2014 14:51	SPELLMAN, JOHN	
IAD	GENERAL INVESTIGATION SECTION	BATEY, TERRY (PRIMARY INV)	14-JAN-2014 14:51	SPELLMAN, JOHN	
IAD	GENERAL INVESTIGATION SECTION	-	07-JAN-2014 09:46	WATSON, JOHN	
IAD	INTERNAL AFFAIRS DIVISION	-	03-JAN-2014 20:40	STEWART, DENISE	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	02-MAY-2014 07:38	HIGGS, MARK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	02-MAY-2014 07:38	HIGGS, MARK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	02-MAY-2014 07:36	HIGGS, MARK	SERGEANT OF POLICE	121 /	

## Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
PENDING INVESTIGATIVE REVIEW	01-MAY-2014 04:27	BATEY, TERRY	POLICE OFFICER	121 /	
PENDING INVESTIGATION	18-MAR-2014 01:19	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING LIEUTENANT REVIEW	10-MAR-2014 06:06	O KELLY, PATRICK	SERGEANT OF POLICE	121 /	
PENDING INVESTIGATIVE REVIEW	07-MAR-2014 05:17	BATEY, TERRY	POLICE OFFICER	121 /	
PENDING INVESTIGATION	14-JAN-2014 02:51	SPELLMAN, JOHN	SERGEANT OF POLICE	121 /	
PENDING ASSIGN INVESTIGATOR	07-JAN-2014 01:13	CLARK, SUSAN	LIEUTENANT OF POLICE	121 /	
PENDING APPROVE TEAM	07-JAN-2014 09:46	WATSON, JOHN	POLICE OFFICER	121 /	
PENDING ASSIGN TEAM	03-JAN-2014 09:47	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PENDING SUPERVISOR REVIEW	03-JAN-2014 09:41	STEWART, DENISE	INTAKE AIDE	113 /	
PRELIMINARY	03-JAN-2014 08:40	STEWART, DENISE	INTAKE AIDE	113 /	

**SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION**  
CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS )

COUNTY OF COOK )

CC

Location of Incident

Date

Time

Summary of Statement(s):

I, \_\_\_\_\_ hereby state as follows:

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary are true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

Print Affiant's Name

Print Witness's Name

Affiant's Signature

Witness's Signature

Date

Date

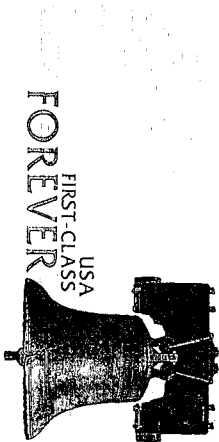
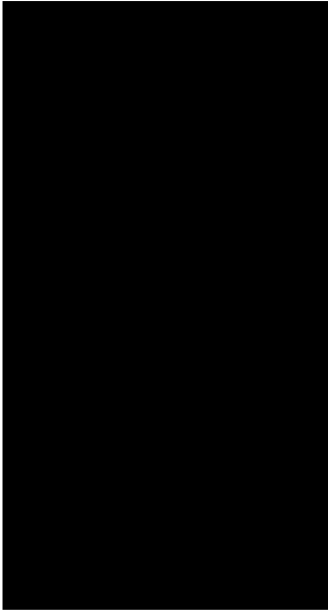
CPD-44.126 (Rev. 6/09) English

Attachment No. \_\_\_\_\_

#3

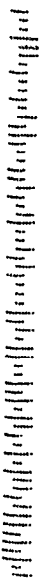
Complaint Log No. \_\_\_\_\_

1046865



Independent Police Review Act  
1615 W. CHICAGO, **AVE** 4 F1  
CHICAGO, ILL. 60622

6062265127



INDEPENDENT POLICE REVIEW ACT  
1615 W. Chicago, Ave 4F1  
Chicago, IL 60622

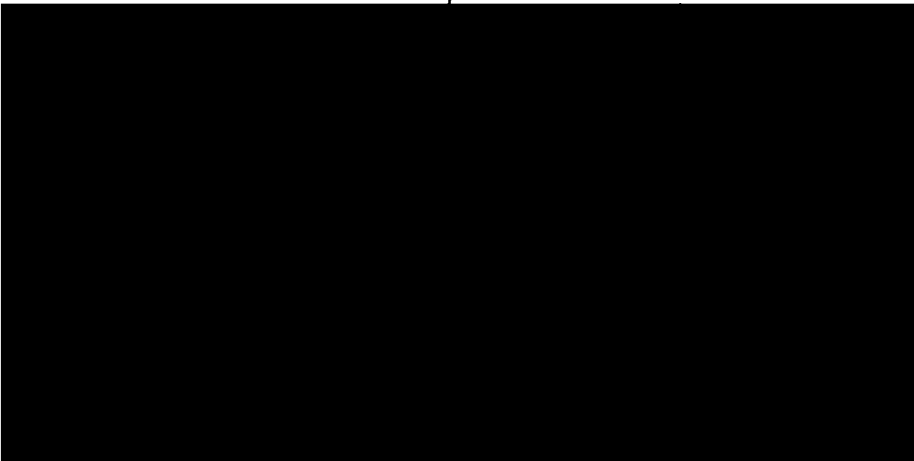
Dear I.P.R.A

On May 2, 2013 at 8:45 a.m I was sitting on the bus stop of 61<sup>st</sup> State when a Car made a right turn off of the one way street of 61<sup>st</sup> and stopped at the bus stop I was waiting at. I was the only person awaiting for the bus when the unknown Car stopped. Me knowing that I was in a bad area known for the gang violence that's when the driver of the Car drove up to the curb and that's when I ran, fearing for my life. I ran through a vacant lot until I ran into the hands of the ~~police~~ <sup>Chicago</sup> police department. I was asked why was I running and I stated that someone was chasing me and that I feared for my life that's when the unknown Car came to where the officers and myself were stating "That's him", "That's him", falsely pointing me out for something I had no knowing of. The officers then arrested me. I was locked up for Criminal trespassing and Aggravated Assault w/Handgun. when I first went to Court I was offered 1 yr. probation and 7 days S.W.A.P. I turned the offer down because it was something that I didn't do, so I asked for a trial date. Sept. 20, 2013 I was found not guilty on both charges and instead of being Released I was sent to pinckneyville Correctional Center where I was




Suppose to see the parole board, which was Sept. 25, 2013. when I seen the board they asked me what happened with my Case and I told them that I beat the Case then they asked me about my dirty drops which I tested positive for THC on Jan. 6, 2013 and Mar. 3, 2013. dirty drops that I tested positive for long before my Case. They got up and went to talk only so that they can hear. They Came back and told me that they were going to violate me and still was going to Release me. Because I was not violated right then and there on Mar. 3, 2013 or Jan. 6, 2013 for the dirty drops, I believed that I was violated for catching the Case. Sept. 30, 2013 I Received a letter from my mother saying that she did not want me coming back to her house because me being arrested for a case that I didnt do, she thought that I was still doing the same things and she also told me how two of my Cousins [REDACTED] and her son [REDACTED] passed away on Sept. 21, 2013 while I was locked up and since I was still held locked up even after I beat my Case I could not be there with my family at their funeral. I filed a grievance on the tardy parole violation and it is inside this letter. I would like to know

if I have a right to be free from such treatment? I spoke with mental health people here in prison. I cannot go home because of this case. Does the parole board have to immediately violate you when you drop dirty cause I believe they should if they had I would not be in this place. Could you mail this complaint to the people who are in charge of the police or somebody who over see the police? If not could you send me the address for the place? please. Thank you.



Self Notary  
State Documents  
Notarized under and by 735 ILCS  
5/1-109 under penalty of perjury  
this 25th day of December 2013.



CHICAGO POLICE DEPARTMENT  
ORIGINAL CASE INCIDENT REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653  
(For use by Chicago Police Department Personnel Only)  
CPD-11.388(6/03)-C)

RD #: [REDACTED]

EVENT #: [REDACTED]

Case ID: [REDACTED]

CLEARED CLOSED (ARREST AND PROSECUTION)

INCIDENT

IUCR: 051A - Assault - Aggravated: Handgun  
1365 - Criminal Trespass - To Residence

Occurrence Location: [REDACTED]  
290 - Residence

Beat: 0311

Unit Assigned: 0306F  
RO Arrival Date: 03 May 2013 09:26

# Offenders: 1

Occurrence Date: 03 May 2013 09:21

NON OFFENDER

VICTIM - Individual

Name: [REDACTED]  
Res: [REDACTED]  
Beat: 0311  
Beat: 5100  
Sobriety: Sober

Demographics

Male  
Black  
DOB: [REDACTED]  
Age: 45 Years

SUSPECTS

Suspect # 1

In Custody

Name: [REDACTED]  
Res: [REDACTED]  
Beat: 2221

Demographics

Male  
Black  
5'06,  
165 lbs  
Brown Eyes  
Black Hair  
Corn Rows Hair Style  
Medium Brown  
Complexion  
DOB: [REDACTED]  
Age: 20 years  
Birth Place: IL

Suspected of Using: Weapon

Descriptions

Clothing Description: Top - Black Button Down Shirt; Top - Green Jacket; Top - Gray Hooded Sweatshirt; Bottom - Blue Jeans

RELATIONSHIP

RELATIONSHIP

(Victim)

( Offender )

is a No Relationship of

GANG INFO

[REDACTED] (Suspect)

Affiliation: Member Gang Identifications: Admission

Gang Name: [REDACTED]

DOMESTIC INFO

OTHER

FIREARMS

NARRATIVE

Miscellaneous

Victim Information Provided Flash Message Sent ? No

Firearm #1

Possessor/Use

Type: Semi-Automatic Pistol Duty Related: No  
Make: Unknown Or Unpublished Gun Make Code--Unknown-- Taken/Stolen? No  
Owner Known? Yes  
Caliber/Gauge: Caliber Owner: Displayed? Yes  
Used? No  
Feature: Black Recovered? No  
Status Unknown? Yes

EVENT IN SUMMARY: R/O'S RESPONDED TO A CALL OF A MAN WITH A GUN AT ABOVE ADDRESS. WHILE ENROUTE TO THE ABOVE ADDRESS, R/O'S OBSERVED (OFFENDER) RUNNING THROUGH A VACANT LOT AT R/O'S DETAINED OFFENDER AFTER (VICTIM AND COMPLAINANT) POINTED TO OFFENDER, STATING "THATS HIM!". VICTIM FURTHER STATED THAT HE RECEIVED A CALL FROM HIS NEIGHBOR, WHO STATED THAT HE HEARD NOISES IN VICTIMS HOUSE, WHICH WAS BEING REHABBED. VICTIM WENT TO AND HEARD NOISES IN THE REAR. VICTIM WENT TO THE REAR OF THE RESIDENCE AND OBSERVED OFFENDER IN THE OPEN WINDOW. VICTIM TOLD OFFENDER THAT HE CALLED THE POLICE, AT WHICH TIME THE OFFENDER STATED "I'LL SHOOT YOU RIGHT HERE" AS HE DISPLAYED A BLACK SEMI-AUTOMATIC PISTOL. OFFENDER THEN JUMPED OUT OF THE REAR WINDOW, RUNNING S/W THROUGH A VACANT LOT, TOWARDS 61ST & STATE. VICTIM ENTERED HIS VEHICLE IN AN ATTEMPT TO FOLLOW THE OFFENDER. VICTIM THEN LOCATED THE OFFENDER IN THE BUS STOP AT 61ST & STATE. WHEN VICTIM APPROACHED THE OFFENDER, THE OFFENDER AGAIN RAN S/E THROUGH ANOTHER VACANT LOT, EMERGING ON WABASH WHERE R/O'S DETAINED HIM. OFFENDER WAS THEN POSITIVELY IDENTIFIED BY THE VICTIM AS THE SUBJECT WHO THREATENED VICTIM WITH A GUN AND JUMPED FROM THE WINDOW OF THE VICTIMS RESIDENCE. VICTIM STATED THAT HE NEVER GAVE PERMISSION FOR THE OFFENDER TO BE IN HIS RESIDENCE. OFFENDER ARRESTED ON SIGN ED COMPLAINTS FROM VICTIM, GIVEN RIGHTS AND TRANSPORTED TO DISTRICT 003 FOR PROCESSING. THE RESIDENCE AT IS CURRENTLY UNOCCUPIED. IT DOES NOT APPEAR ANY PROPERTY WAS MISSING AND THERE ARE NO SIGNS OF FORCED ENTRY. OFFENDER IS A SELF ADMITTED AND IS KNOWN TO ASSOCIATE WITH IN THE VICINITY OF 61ST ST. FROM MICHIGAN TO KING DRIVE PER DISTRICT INTELLIGENCE OFFICER WATSON #4481, AND IS CURRENTLY ON PAROLE FOR NARCOTICS. MAXINE OF IDOC WAS CONTACTED AT 1227 HRS. AND PAROLE VIOLATION CHARGES WERE DECLINED. NO WEAPON WAS RECOVERED. ARRESTED: M/1/20 COURT INFO.: BRANCH 35-2 20 JUNE 2013, CHARGEES: CTTR, AGG. ASSAULT. COURT SGT. TO HANDLE  
FIRST ARRESTING OFFICER - STAR#: 12402 NAME: JEFFERY BROSEAU BEAT: 0306F  
SECOND ARRESTING OFFICER - STAR#: 11256 NAME: RUBEN SANCHEZ BEAT: 0306F  
ASSISTING OFFICER - STAR#: 11388 NAME: BRIAN BRATTON BEAT: 0306F  
ASSISTING OFFICER - STAR#: 14241 NAME: DAVID MOORE BEAT: 0306E  
ASSISTING OFFICER - STAR#: 3870 NAME: ARTURO MENA BEAT: 0306E



PERSONNEL

	Star No	Emp No	Name	User	Date	Unit	Beat
Approving Supervisor	1313		PARKS, Cedrick, V		03 May 2013 12:43	003	
Reporting Officer	12402		BROSSEAU, Jeffery, J		03 May 2013 12:18	003	0306F





## ARREST REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653

(For use by Chicago Police Department Personnel Only)

CPD-11. 420C (REV. 6/30)

EVE

## ARREST REPORTING

OFFENDER	Name		Beat: 311	Male
	Res			Black
	DOB			5' 06"
	AGE: 20 years			165 lbs
	POB: Illinois			Brown Eyes
	ARMED WITH Handgun			Black Hair
				Braids Hair Style
				Medium Complexion
INCIDENT	Arrest Date: 03 May 2013 09:27	TRR Completed? No	Total No Arrested: 1	Co-Arrests
	Location: 304 - Street	Beat: 311	Dependent Children? No	Assoc Cases
	Holding Facility: District 003 Lockup			DCFS Ward ? No
	Resisted Arrest? No			
CHARGES	1	Offense As Cited	720 ILCS 5.0/19-4-A-1	Victim
			CRIM TRESPASS TO RESIDENCE	
			Class A - Type M	
	2	Offense As Cited	720 ILCS 5.0/12-2-C-1	
			AGG ASSAULT/USE DEADLY WEAPON	
			Class A - Type M	
	3	Offense As Cited	725 ILCS 5.0/110-10-A-4	
			CONDITIONS OF BAIL BOND	
RECOVERED NARCOTICS	NO NARCOTICS RECOVERED			
WARRANT	NO WARRANT IDENTIFIED			

## ARREST REPORTING

## VICTIM AND COMPLAINANT

NON-OFFENDER(S)	Name: [REDACTED]	Injured? No	Deceased? No
	DOB:	Hospitalized? No	
	Age:	Treated and Released? No	
	Comments:		

## VICTIM AND COMPLAINANT

NON-OFFENDER(S)	Name: STATE OF ILLINOIS, P.O Brosseau #12402	Injured? No	Deceased? No
	DOB:	Hospitalized? No	
	Age:	Treated and Released? No	
	Comments:		

ARRESTEE  
VEHICLE

NO ARRESTEE VEHICLE INFORMATION ENTERED

## PROPERTIES

## Confiscated Properties :

All confiscated properties are recorded in the e-Track System. This system can be queried by the inventory number to retrieve all official court documents related to evidence and/or recovered properties.

PROPERTIES INFORMATION FOR [REDACTED] NOT AVAILABLE IN THE AUTOMATED ARREST SYSTEM.

## ARREST REPORTING

(The facts for probable cause to arrest AND to substantiate the charges include, but are not limited to, the following)

EVENT# [REDACTED] THE FOLLOWING IS AN ARREST BY BEAT 306F, 003RD DISTRICT VIOLENCE REDUCTION TEAM. IN SUMMARY: R/O'S RESPONDED TO A CALL OF A MAN WITH A GUN AT ABOVE ADDRESS. WHILE ENROUTE TO THE ABOVE ADDRESS, R/O'S OBSERVED ABOVE OFFENDER NOW KNOWN AS [REDACTED] A SELF ADMITTED [REDACTED] RUNNING THROUGH A VACANT LOT AT [REDACTED] FOLLOWED BY VICTIM WHO STATED WHILE POINTING AT HIM THAT'S HIM, THAT'S HIM. R/O'S DETAINED OFFENDER. IMMEDIATELY AFTER DETAINING THE OFFENDER, [REDACTED] (VICTIM AND COMPLAINANT) APPROACHED R/O'S AND STATED "THATS HIM". POSITIVELY IDENTIFYING THE OFFENDER ON SCENE. VICTIM FURTHER STATED THAT HE RECEIVED A CALL FROM HIS NEIGHBOR, WHO STATED THAT HE HEARD NOISES IN HIS HOUSE, WHICH WAS BEING REHABBED. VICTIM WENT TO [REDACTED] AND HEARD NOISES IN THE REAR. VICTIM WENT TO THE REAR OF THE RESIDENCE AND OBSERVED OFFENDER INSIDE THE PREMISE THROUGH AN OPENED WINDOW. VICTIM TOLD OFFENDER THAT HE CALLED THE POLICE, AT WHICH TIME THE OFFENDER STATED "I'LL SHOOT YOU RIGHT HERE" AS HE DISPLAYED A BLACK SEMI-AUTOMATIC PISTOL. OFFENDER THEN JUMPED OUT OF THE REAR WINDOW, RUNNING S/W THROUGH A VACANT LOT, TOWARDS 61ST & STATE. VICTIM ENTERED HIS VEHICLE IN AN ATTEMPT TO FOLLOW THE OFFENDER. VICTIM THEN LOCATED THE OFFENDER IN THE BUS STOP AT 61ST & STATE. WHEN VICTIM APPROACHED THE OFFENDER, THE OFFENDER AGAIN RAN S/E THROUGH ANOTHER VACANT LOT, EMERGING ON WABASH WHERE R/O'S DETAINED HIM. ON SCENE VICTIM ALSO STATED THAT HE NEVER GAVE PERMISSION TO SAID OFFENDER TO GO IN OR REMAIN IN HIS PREMISE. OFFENDER ARRESTED ON SIGNED COMPLAINTS FROM VICTIM, GIVEN RIGHTS AND TRANSPORTED TO DISTRICT 003 FOR PROCESSING. THE RESIDENCE AT [REDACTED] IS CURRENTLY UNOCCUPIED. IT DOES NOT APPEAR ANY PROPERTY WAS MISSING AND THERE ARE NO SIGNS OF FORCED ENTRY. OFFENDER IS CURRENTLY ON PAROLE FOR NARCOTICS. NO WEAPON WAS RECOVERED. CLEAR G.I.P.P, T.R.A.P.P AND NO INVESTIGATIVE ALERTS. PER (MAXINE)IDOC PAROLE WARRANT NOT ISSUED @1227HRS. PERSONAL PROPERTY INV. [REDACTED] INVESTIGATION OF SUBJECTS CRIMINAL HISTORY REVEALED THAT SUBJECT HAS A PREVIOUS ARREST ON 05-APR-2013 FOR CRIMINAL TRESPASS, VIOLATING CONDITIONS OF BAIL BOND.

Desired Court Date: 20 June 2013  
 Branch: 35-2 727 E 111TH ST - Room  
 Court Sgt Handle? Yes  
 Initial Court Date: 04 May 2013  
 Branch: CBC-1 2600 S CALIFORNIA - Room100  
 Docket #:

BOND INFORMATION NOT AVAILABLE

## ATTESTING OFFICER:

I hereby declare and affirm, under penalty of perjury, that the facts stated herein are accurate to the best of my knowledge, information and/or belief.

Attesting Officer: #11256 SANCHEZ, [REDACTED] 03 MAY 2013 13:10

## ARRESTING OFFICER(S):

1st Arresting Officer: #12402 BROSSEAU, [REDACTED] Beat 0306F  
 2nd Arresting Officer: #11256 SANCHEZ, [REDACTED] Beat 0306F

## APPROVING SUPERVISOR:

Approval of Probable Cause : #814 GRAY, C E [REDACTED] 03 MAY 2013 13:19

## ARREST PROCESSING REPORT

Holding Facility: District 003 Lockup  
Received in Lockup: 03 May 2013 13:22  
Prints Taken: 03 May 2013 13:22  
Palprints Taken: Yes  
Photograph Taken: 03 May 2013 13:32  
Released from Lockup: 04 May 2013 08:15

Time Last Fed:  
Time Called: Phone#:  
Cell #:  
Transport Details : 2PO 0306E 03-MAY-2013 10:04

## VISUAL CHECK OF ARRESTEE

## ARRESTEE QUESTIONNAIRE

Is there obvious pain or injury? No  
Is there obvious signs of infection? No  
Under the influence of alcohol/drugs? No  
Signs of alcohol/drug withdrawal? No  
Appears to be despondent? No  
Appears to be irrational? No  
Carrying medication? No

Presently taking medication? No  
(if female)are you pregnant?  
First time ever been arrested? No  
Attempted suicide/serious harm? No  
Serious medical or mental problems? No  
Are you receiving treatment? No  
Transgender/intersex/gender non-conforming? No

## RETURN TO HOLDING FACILITY COMMENTS:

## QUESTIONNAIRE REMARKS:

## LOCKUP KEEPER COMMENTS:

## EMERGENCY CONTACT

Name : REFUSED

Res:

Beat:

## INTERVIEW LOG

NO INTERVIEWS LOGGED

## VISITOR LOG

NO VISITORS LOGGED

## ARREST PROCESSING REPORT

MOVEMENT LOG

MOVEMENT LOG INFORMATION NOT AVAILABLE

WC COMMENTS

Watch Commander Comments:

REL w/o CHARGING

DOES NOT APPLY TO THIS ARREST

PROCESSING PERSONNEL

## ARRESTEE PROCESSING PERSONNEL:

			Beat
Searched By:		WORMLEY	
Lockup Keeper:	#18299	BRANTLEY	
Assisting Arresting Officer:	#11388	BRATTON,	0306F
Assisting Arresting Officer:	#14241	MOORE, D	0306E
Assisting Arresting Officer:	#3870	MENA, A (	0306E
Fingerprinted By:		WORMLEY	

## APPROVAL PERSONNEL:

			Beat
Final Approval of Charges :	#503	MITROS, G	03 MAY 2013 14:51



**CONDUCT OF COMPLAINT INVESTIGATIONS**

ISSUE DATE:	14 May 2013	EFFECTIVE DATE:	14 May 2013
RESCINDS:	17 March 2013 Version		
INDEX CATEGORY:	Professionalism		

**I. PURPOSE**

This directive sets forth certain procedures relative to the manner in which an incident brought to the attention of, and investigated by, the Department will be investigated for alleged misconduct.

**II. CONDUCT OF THE INVESTIGATION**

- A. The unit commanding officer to which an investigation has been assigned will immediately designate a supervisory member of the unit to conduct the investigation. If the accused is a member of the unit assigned to conduct the investigation, the immediate supervisor of the accused will be assigned the investigation unless that supervisor initiated the investigation **and** is the reporting party, witnessed the incident which resulted in the allegation being filed, is on extended medical, or is on furlough. Every effort will be made to ensure that the investigation is conducted in an impartial manner.

**NOTE:** The mere initiation of an investigation does not excuse a supervisor from being assigned to investigate alleged misconduct.

- B. At all times, the member assigned to investigate a Log Number will be cognizant of the policy that an accused member **cannot** be interviewed prior to the completion of a Sworn Affidavit for Log Investigation form *or compliance with the exceptions to the sworn affidavit as articulated in Item IV of General Order G08-01 entitled "Complaint and Disciplinary Procedures."* Aside from the above provisions, the procedures defined below need not be performed in the sequence in which they are listed. The member assigned to investigate a Log Number will:

1. contact all reporting parties, including the victim(s) and witnesses, ensuring that such reporting parties and witnesses are not unduly inconvenienced. If repeated efforts to contact the reporting parties or witnesses are unsuccessful, the investigator will prepare and send a letter to the person requesting that the investigator be contacted immediately. In all instances, the investigator will document each date and time they attempted to contact the person and the means of communication used (telephone, correspondence, personal visit) in the investigation.

**NOTE:** For Department investigations, the Complaint Form Letter [CPD-44.223, (English or Spanish)], as appropriate, will be sent by certified mail to the person requesting that the investigator be contacted immediately. Special envelopes for this purpose (Commodity Number 23-3489-5312 certified) are available from the Equipment and Supply Section.

2. request the reporting party, victim, and/or witness sign the Sworn Affidavit for Log Investigation form [\[CPD-44.126 \(English or Spanish\)\]](#), electronically attach the signed Sworn Affidavit in the Automated Complaint System (ACS), and, for Department investigations, forward the original to the Bureau of Internal Affairs (BIA).

3. if attempts to contact the reporting party, victim, and/or witness are unsuccessful or the reporting party, victim, and/or witness refuses to sign the sworn affidavit, for Department investigations, the assigned investigator will:
  - a. electronically attach the un-signed Sworn Affidavit in the ACS, and forward the original to the BIA. The Sworn Affidavit will be conspicuously marked with either:
    - (1) **“NO AFFIDAVIT”** when repeated attempts to contact the reporting party, victim, and/or witness are unsuccessful; or
    - (2) **“REFUSED”** when contact is made with the reporting party, victim, and/or witness and the reporting party, victim, and/or witness refuses to sign the sworn affidavit.
  - b. evaluate the evidence presented to determine if there is sufficient, independent, and factual information to support the allegation(s) for a sworn affidavit override. The override will be sought in the following manner:
    - (1) A To-From-Subject report requesting an override will be forwarded through the chain of command to the Bureau Chief, BIA.
    - (2) The Bureau Chief, BIA, will review the information for sufficiency based on objective verifiable evidence received at that time, and:
      - (a) if not sufficient, return the information to the original investigator for appropriate resolution;
      - (b) if sufficient, forward the request to the Chief Administrator, IPRA;
    - (3) The Chief Administrator, IPRA, will review the information for sufficiency based on objective verifiable evidence received at that time, and:
      - (a) if not sufficient, return the information to the Bureau Chief, BIA, for appropriate case resolution;
      - (b) if sufficient, complete the Sworn Affidavit for Log Investigation form, specifying what evidence has been reviewed and, in reliance upon that evidence, affirming that it is necessary and appropriate for the investigation to continue. The case and the Sworn Affidavit will be forwarded to the BIA to complete the investigation.
4. take written or recorded statements from the parties when such statements will assist them in reaching a sound conclusion in the case. If the allegation is such that the case is likely to result in a recommendation for separation, the statement(s) will be in question-and-answer form and will be in a written or recorded format.
5. inform the accused member of the nature of the allegation(s) before any interview begins.
  - a. If criminal prosecution is not being sought against the Department member, the investigator will have the accused member log into the ACS, read and electronically acknowledge an Administrative Proceedings Rights (Statutory) form ([CPD-44.105](#)) to confirm that they have received a copy of the specific allegation(s) and that they have been advised of their statutory rights. In the event that an electronic acknowledgement is not available, a paper acknowledgement and written signature can be substituted.

**NOTE:** Acknowledging the form is not a waiver of rights, it is a confirmation that the accused has received the specific allegations made against them and that they have been given their rights.

- b. If a member is:
- (1) requested to submit a To-From-Subject report, the member will have seventy-two (72) hours to prepare and electronically attach the report after the Charges/Allegations are viewed in the ACS or received in paper form;
  - (2) not requested to submit a To-From-Subject report, members are advised to print out the Charges/Allegations, before acknowledgment, for future reference.

**NOTE:** Once the Charges/Allegations have been acknowledged in the ACS, members will be unable to view or print the form. It will be electronically forwarded in the system.

- c. If criminal prosecution is being sought against a Department member, the investigator will recite the accused member's constitutional rights (Miranda warnings) contained within the Criminal Rights form ([CPD-44.104](#)) and Notification of Charges/Allegations form ([CPD-44.115](#)). The accused member will then read and acknowledge both a Notification of Charges/Allegations form and a Criminal Rights form.

**NOTE:** Acknowledging the forms is not a waiver of rights, it is a confirmation that the accused has been given a copy of the specific allegations made against them and that they have been given their rights.

- d. After the appropriate criminal and/or administrative rights forms have been read and acknowledged by the accused member, the member will be requested to select either a Waiver of Counsel or the Request to Secure Legal Counsel on the Waiver of Counsel/Request to Secure Counsel form ([CPD-44.106](#)).
- e. If an accused member refuses to acknowledge any of the forms, the investigating member will indicate "Refused" on the appropriate form(s), either in the ACS or on the paper forms. Any witness(es) to the refusal will be recorded; the exact location (including room number, if applicable), date, and time of the refusal will be noted.
- f. The advice of counsel to decline to answer questions will not excuse an accused member from responding when they have been properly and lawfully ordered to do so by a member of higher rank.
- g. Each time an interview is resumed on a new date, the investigator will advise the accused member of the applicable criminal or administrative rights prior to the interview.
- h. If the alleged act is a crime and the evidence is such that had the crime been committed by a member of the community it would have resulted in their arrest, the investigator will explain the circumstances to their commanding officer. The commanding officer will contact the Bureau Chief, BIA. If the Bureau Chief, BIA is not immediately available, the Bureau Chief, BIA will be notified through the Crime Prevention Information Center (CPIC). The Bureau Chief, BIA, will determine any further action to be taken.
- i. Upon the completion of the criminal portion of the investigation, the investigator will expressly inform the accused member that the criminal segment of the investigation has been concluded. If an administrative investigation is then to be initiated, the investigator will expressly inform the accused member. The accused member will also be informed that they must comply/cooperate with the administrative investigation which specifically relates to the alleged misconduct or to the performance of their official duties and that failure to comply/cooperate may result in further disciplinary action.



6. interview the accused member and other members who may have knowledge of the alleged misconduct, taking written and/or electronically recorded statements when necessary. The interviewer will remain cognizant of the member's rights as defined in the Department directive entitled "**Department Member's Bill of Rights**," and the applicable provisions of any collective bargaining agreement pertaining to the accused member. If the allegation is such that:
  - a. a recommendation for separation is unlikely, the statement(s) may be in the form of reports from the member(s);
  - b. the case is likely to result in a recommendation for discipline of more than 30 days, the statement of the accused member should be in question-and-answer form or a recorded statement.

**NOTE:** Exempt members and Probationary Police Officers (PPO) will be subject to electronically recorded statements regardless if they are under investigation or interviewed as a witness in a disciplinary investigation. The member will be provided a copy of all statements that have been recorded within seventy-two hours of the time the statement was made. If a re-interview is required within the seventy-two hour period following the initial interview, the exempt member or PPO will be provided with a copy of such recorded statement(s) before the subsequent interview.

7. require an accused member to submit a report and answer questions which specifically, directly, and narrowly relate to the alleged misconduct or to the performance of their official duties.
8. notify their commanding officer when the investigation of an allegation, supported by evidence, strongly indicates unfitness for duty. The commanding officer will, in turn, ensure proper chain-of-command notification as soon as possible.
9. not unduly extend the investigation to include minor infractions. Infractions which involve violations of the law and other irregularities which are willful, devious, serious in nature, or which involve the integrity of the Department will result in further investigation and recommendation for disciplinary action no matter what the investigation discloses regarding the original allegation.
10. terminate the investigation when it is determined at any time that the incident is unfounded or if the member is clearly exonerated. The investigator will include all reports and statements containing information which support exonerating the accused or unfounding the allegation in the investigative file pursuant to the provisions of the Department directive entitled, "**Complaint Summary Reporting and Review Procedures**."
11. complete the investigation as soon as possible within a reasonable amount of time.
  - a. If the investigation, due to its nature or complexity will require more than 30 days to complete, the field investigator will complete a progress report by electronically submitting a request for time extension within the ACS. Each time extension will be submitted to their commanding officer for approval.
  - b. For Bureau of Internal Affairs and Independent Police Review Authority cases, time extensions may be waived for a time period up to 90 days.

**NOTE:** Time extension requests will require justification.

12. when an INFO investigation is complete, classify the Log Number as **No Affidavit** if:
  - a. the sworn affidavit is not signed by a reporting party, victim, and/or witness, or

- b. there is insufficient evidence to substantiate the allegation for a sworn affidavit override.
- 13. when a Complaint Register investigation is complete, classify the allegation as one of the following:
  - a. **Unfounded** - when the allegation is false or not factual;
  - b. **Exonerated** - when the incident occurred but the actions of the accused were lawful and proper;
  - c. **Not Sustained** - when there is insufficient evidence to either prove or disprove the allegation;
  - d. **Sustained** - when the allegation is supported by substantial evidence.
- 14. before sustaining an allegation, the investigator will consider the following criteria in making this determination:
  - a. The member must have received forewarning or have foreknowledge of possible or probable consequences of their conduct (This is satisfied by a published rule, regulation, directive, or order made known to Department members.);
  - b. A full and fair investigation established that the member did in fact violate or disobey a rule, regulation, directive, or order of the Department;
  - c. The accused was afforded an opportunity to respond to the allegation(s);
  - d. The investigation uncovered substantial evidence or proof of the allegation(s) against the accused;
  - e. The rules, regulations, directive, or order, and penalties have been applied without discrimination or bias.
- 15. if the allegation is sustained:
  - a. disciplinary action recommended must be reasonably related to the seriousness of the member's proven offense, and gives appropriate consideration to the member's previous disciplinary and complimentary history.
    - (1) For Department investigations, either the Summary Report ([CPD-44.112](#)) or the Summary Report Digest ([CPD-44.112-A](#)) must specifically state that the accused member's previous complimentary history and disciplinary history were taken into consideration when preparing the recommendation for disciplinary action portion of the applicable form. The accused member's complimentary history or disciplinary history will not be entered into the narrative of any report.
    - (2) For investigations conducted by IPRA, the accused member's disciplinary history will be included in the electronic file and the ACS complimentary history will be reviewed.
  - b. the investigative file will include all relevant information and establish the basis for recommending one of the following actions:
    - (1) Violation noted, no disciplinary action;
    - (2) Reprimand;



- (3) Suspension for a specific number of days, not to exceed 365 days;

**NOTE:** Exempt members and civilian members exempt from coverage under the overtime provisions of the Fair Labor Standards Act may only be suspended in increments of the designated work week (seven [7] calendar days). For example, suspensions can only be for seven (7), fourteen (14), twenty-one (21), or twenty-eight (28) calendar days. A disciplinary suspension may never be less than seven (7) days.

- (4) Separation.

- c. Civilian members represented by collective bargaining units are afforded the predisciplinary provisions outlined in their collective bargaining agreement.
16. electronically attach reports and statements which justify the finding in accordance with the provisions of the Department directive entitled "**Complaint Summary Reporting and Review Procedures**."
- C. The commanding officer of the investigating unit is responsible for ensuring a complete and expeditious investigation of the allegation(s), and they may assign other members of the unit to assist in the investigation when the investigating member is off duty or otherwise unavailable. The commanding officer will periodically check the progress of the investigation and recommend whether the accused member should be:
1. retained in their present assignment;
  2. assigned to other duties where they are under close supervision and have limited contact with the public and/or other members;
  3. excused from duty; or
  4. suspended immediately.

(Items indicated by *italics/double underline* have been added or revised)

Garry F. McCarthy  
Superintendent of Police

08-118 MAV/MWK

**PHONE BOOK ENTRIES:**

1. **Crime Prevention Information Center (CPIC)**  
PAX 0100 / 0254  
24 Hours

**BUREAU OF INTERNAL AFFAIRS**  
**Investigations Division**  
**General Investigations Section**

**19 March 2014**  
**Log No.: 1066865**

To: Commanding Officer  
Investigations Division  
General Investigations Section

From: P.O. Terry Batey #11794  
Investigations Division  
General Investigations Section

Subject: Letter Contact

Allegation: The Reporting Party, [REDACTED] alleges that the accused falsely arrested him without justification.

On 19 March 2014, R/I mailed a certified letter to R/P at the address listed on the face sheet with tracking number: [REDACTED]

*Approved*  
*Terry Batey #11794*  
P.O. Terry Batey #11794  
Investigations Division  
General Investigations Section

*Electronically*

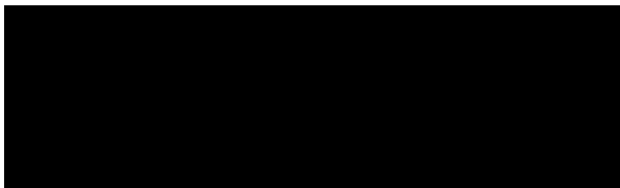


Rahm Emanuel  
Mayor

Department of Police • City of Chicago  
3510 South Michigan Avenue • Chicago, Illinois 60653

Garry F. McCarthy  
Superintendent of Police

19 March 2014



Reference: CL Investigation No. 1066865

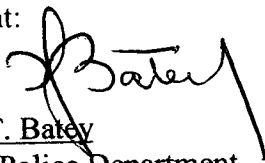


Please be advised that the Chicago Police Department's Internal Affairs Division is in receipt of your complaint, and will investigate the matter as quickly as possible. Further, be aware that no investigation can be complete without the full co-operation of the complainant.

As of January 1<sup>st</sup> 2004, Illinois State law 735 ILCS 5/1-109 of the Illinois Code of Civil Procedure mandates that any complaint made against a Sworn Peace Officer in Illinois must be supported by a sworn affidavit. This document is enclosed and will serve as proof that any further statements regarding this investigation are truthful to the best of your knowledge and recollection. This document **MUST be signed by you in addition to being witnessed, and attested to by a Notary Public.** If this document is not received by the Chicago Police Department within ten days (10) after receiving this letter, the investigation may be closed.

Note that a vital part of any investigation is the proper recording of information and evidence. As the complainant, it is your responsibility to provide specific information including dates, times, and locations where the alleged misconduct occurred. Also, any physical evidence (i.e. photos and/or documents) that you have should be supplied to me. Any contact information regarding witnesses should also be provided. Most importantly, I need to interview you regarding your allegations. Arrangements will be made only after a Signed Affidavit has been received.

Please contact me as soon as possible at the following number provided. Be advised that the Chicago Police Department **DOES NOT** accept collect calls. I can be reached at: (312) 745-6310. I can also be reached by mail at the following address if you choose to write a letter detailing your complaint:

  
Officer T. Batey  
Chicago Police Department  
3510 S. Michigan Ave.  
Chicago IL. 60653  
ATTENTION: Internal Affairs Division

**Chicago Police Department  
Bureau of Internal Affairs  
General Investigations Section**

**SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION**  
CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS     )  
                                      )     CC  
COUNTY OF COOK     )

Location of Incident [REDACTED]	Date 03 May 2013	Time 09:27 p.m.
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Summary of Statement(s):

Complainant alleges that he was falsely pointed out for something he had no knowledge of.

Complainant alleges that he was violated by the Illinois Department of Correction for his previous "dirty drops" where he tested positive for THC on 06 January 2013 and 03 March 2013, though he was found "not guilty" in the criminal case.

I, \_\_\_\_\_ hereby state as follows:

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary are true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

\_\_\_\_\_  
Print Affiant's Name

\_\_\_\_\_  
Print Witness' Name

\_\_\_\_\_  
Affiant's Signature

\_\_\_\_\_  
Witness' Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

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**T. BATLEY C + A N T U I S E**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark  
Here

Sent To

Street, A  
or PO B  
City, Sta

PS Form

City of Chicago  
 Department of Police  
 3510 South Michigan Avenue  
 Chicago, Illinois 60653



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**T. BATLEY C + A N T U I S E**

<b>CHICAGO POLICE DEPARTMENT</b>	
Certified Fee	
Return Receipt Fee (Endorsement Required)	<b>MAR 21 2014</b>
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark  
Here

Sent To

Street, A  
or PO B  
City, Sta

PS Form

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

## COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent ☒ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below:2. Article Number  
(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

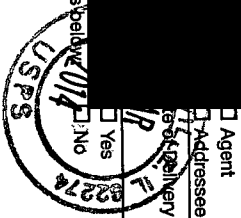
102595-02-M-1540

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

If YES, enter delivery address below:



## 3. Service Type

- ☒ Certified Mail
- ☐ Registered
- ☐ Insured Mail
- ☐ Express Mail
- ☐ Return Receipt for Merchandise
- ☐ C.O.D.

2. Article Number

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

[English](#)[Customer Service](#)[USPS Mobile](#)**Quick Tools**[Track](#)[Enter up to 10 Tracking # Find](#)[Find USPS Locations](#)[Buy Stamps](#)[Schedule a Pickup](#)[Calculate a Price](#)[Look Up a ZIP Code](#)[Hold Mail](#)[Change of Address](#)[Ship a Package](#)[Send Mail](#)[Manage Your Mail](#)**USPS Tracking™**

Tracking Number

Your item was returned to the sender on March 31, 2014 at 6:56 am in CHICAGO, IL 60653 because

## Product & Tracking Information

**Postal Product:****Features:**

Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
March 31, 2014 , 6:56 am	Unclaimed	CHICAGO, IL 60653
March 24, 2014 , 11:00 am	Delivered	PINCKNEYVILLE, IL 62274
March 23, 2014 , 12:38 am	Processed through USPS Sort Facility	SAINT LOUIS, MO 63155
March 22, 2014	Depart USPS Sort Facility	SAINT LOUIS, MO 63155
March 22, 2014 , 4:39 pm	Processed through USPS Sort Facility	SAINT LOUIS, MO 63155
March 22, 2014	Depart USPS Sort Facility	BEDFORD PARK, IL 60499
March 21, 2014 , 5:56 pm	Processed through USPS Sort Facility	BEDFORD PARK, IL 60499



80751

City of Chicago  
Department of Police

3510 South Michigan Avenue  
Chicago, Illinois 60653

UNIT 121

RETURN TO SENDER

- ☐ No Inmate ID#
- ☐ Name and ID # Do Not Match
- ☒ Inmate Paroled or Discharged
- ☐ Correspondence Not Approved
- ☐ Contraband Enclosed

POSTAGE



\$ 06.48<sup>0</sup>

5579 MAR 21 2014  
FROM ZIP CODE 60653

NIXIE 631 72 1009 0003/27/14

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD

BC: 60653102010 \*0761-02029-21-55

02274000000





Department of Police \* City of Chicago  
3510 South Michigan Avenue \* Chicago, Illinois 60653

---

Date 11 APRIL 2014

Re: C. L. No. 1066865

Dear [REDACTED]

A complaint against a Department member, registered under the above Complaint Log (C.L.) Number, is currently under investigation by the Chicago Police Department.

A vital step in the investigation is an interview with the person who registered the complaint as well as witnesses. This step is essential in order to conduct a complete and thorough investigation.

Please contact me as soon as possible so that I can make arrangements to meet with you regarding the incident under investigation. The following information is provided so that you can contact me without unnecessary inconvenience:

Name: P.O. TERRY BATEY

Address: 3510 S. MICHIGAN AVE., 5TH FL.

Telephone: 312-745-6310 EXT. 85082

Hours Available: 4:30 P.M. - 11:30 P.M.

Sincerely,

  
P.O. T. BATEY

CPD-44.223 (REV. 4/12)

---

Emergency and TTY: 9-1-1 \* Non-Emergency and TTY: (Within City limits) 3-1-1 \* Non-Emergency and TTY: (Outside City limits) 312-746-6000

\* E-mail: [clearpath@chicagopolice.org](mailto:clearpath@chicagopolice.org) \* Website: [www.chicagopolice.org](http://www.chicagopolice.org)

CPD 0244427

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**BATEY I UNIT 121**

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (endorsement Required)		

City of Chicago  
 Department of Police  
 3510 South Michigan Ave  
 Chicago, Illinois 60653



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**BATEY I UNIT 121**

Postage		Postmark Here
Certified Fee		
Return Receipt Fee (endorsement Required)		
Additional Delivery Fee (endorsement Required)		
Postage & Fees	\$	

PS Form

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature		<input type="checkbox"/> Agent
<b>X</b>		<input type="checkbox"/> Addressee
B. Received by (Printed Name)	C. Date of Delivery	
D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No		

3. Service Type	
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

2. Article Number (Transfer from service label)	102595-02-M-1540
PS Form 3811, February 2004	Domestic Return Receipt

[English](#)[Customer Service](#)[USPS Mobile](#)[Quick Tools](#)[Ship a Package](#)[Send Mail](#)[Manage Your Mail](#)

# USPS Tracking™



Tracking Num



Your item was returned to the sender on April 18, 2014 at 7:43 am in CHICAGO, IL 60653 because it was not claimed by the addressee.

## Product & Tracking Information

**Postal Product:****Features:**

Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
April 18, 2014 , 7:43 am	Unclaimed	CHICAGO, IL 60653

Your item was returned to the sender on April 18, 2014 at 7:43 am in CHICAGO, IL 60653 because it was not claimed by the addressee.

April 17, 2014 , 10:58 pm	Processed through USPS Sort Facility	CHICAGO, IL 60607
April 17, 2014 , 5:30 am	Depart USPS Sort Facility	PALATINE, IL 60095
April 16, 2014 , 6:34 pm	Processed through USPS Sort Facility	PALATINE, IL 60095
April 16, 2014 , 4:48 am	Depart USPS Sort Facility	BEDFORD PARK, IL 60499
April 15, 2014 , 11:48 pm	Processed through USPS Sort Facility	BEDFORD PARK, IL 60499

**BUREAU OF INTERNAL AFFAIRS**  
**Investigations Division**  
**General Investigations Section**

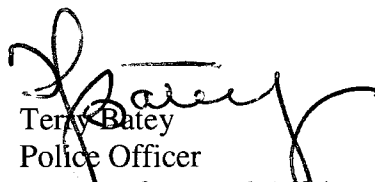
**29 April 2014**  
**Log No.: 1066865**

To: Juan J. Rivera  
Chief  
Bureau of Internal Affairs

From: P.O. T. Batey #11794  
Investigations Division  
General Investigations Section

Subject: Completion of Complaint Log Number 1066865

The following investigation is completed and submitted for your approval.



Terry Batey  
Police Officer  
Bureau of Internal Affairs – General Investigations Section

**APPROVED:**

*Sgt. Mark Higgs #1514*  
Case Management Supervisor – Mark Higgs  
Sergeant  
Bureau of Internal Affairs – General Investigations

*1 APR 14*

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO  
1066865TYPE  
INFODATE OF REPORT  
29-APR-2014

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed Five (5) **DAYS SUSPENSION**.

**TO:** DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS  
**ATTENTION:** CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
BATEY, TERRY	9161	11794		121	

REFERENCE NOS. (LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT GATION)

INCIDENT ADDRESS	DATE / TIME: 03-MAY-2013 13:05	BEAT: 311
------------------	--------------------------------	-----------

### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
BROSSEAU, JEFFERY J	9161	12402		003		M / WHI		18-NOV-1991	YES	YES
SANCHEZ, RUBEN	9161	11256		003		M / S		05-DEC-2005	YES	YES
BRATTON, BRIAN M	9161	11388		003		M / WHI		31-OCT-2005	YES	YES
MOORE, DAVID C	9161	14241		003		M / BLK		24-FEB-2003	YES	YES
MENA, ARTURO	9161	3870		003		M / S		27-AUG-2001	YES	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				M / BLK	/ 21

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				M / BLK	/ 21

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
------	----------	------------	-----------	------------	-----------

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

NOTE: Complaint Log "Type" remains classified Info-Sworn Affidavit NOT on file.

Allegation: alleges on 03 May 2013 at 0927 hours at that the accused falsely arrested him without justification

## SUMMARY

On 19 March 2014, R/I mailed a certified letter to Reporting Party, [REDACTED] (Inmate) to the address listed on the face sheet with tracking number: [REDACTED]. According to the USPS website, the certified letter was left unclaimed as of 31 March 2014 at 0656 hours. R/I subsequently received the certified letter in the US mail stamped Inmate Paroled or Discharged. (Attachment #1, 8, 9, 10)

In an additional effort to contact [REDACTED], R/I mailed a 2<sup>nd</sup> certified letter to [REDACTED] at the address listed on his arrest report with tracking number: [REDACTED]. According to the USPS website, the 2<sup>nd</sup> certified letter was left unclaimed as of 18 April 2014 at 0743 hours. (Attachment #6, 11, 12)

As of the date of this report, R/I has not received any form of communication from [REDACTED] to discuss his allegations.

The undersigned cannot verify the allegation contained in the Complaint Log due to [REDACTED]'s lack of cooperation in the investigation of his allegation. Based on the absence of a Sworn Affidavit, this investigation cannot proceed.

This case is to be CLOSED – NO CONVERSION.

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	0	0	13

## FINDINGS - RECOMMENDATIONS

Accused: P.O. J. BROSSEAU #12402, Unit Assigned 003  
Allegation: No Affidavit

Accused: P.O. R. SANCHEZ #11256, Unit Assigned 003  
Allegation: No Affidavit

Accused: P.O. B. BRATTON #11388, Unit Assigned 003  
Allegation: No Affidavit

Accused: P.O. D. MOORE #14241, Unit Assigned 003  
Allegation: No Affidavit

Accused: P.O. A. MENA #3870, Unit Assigned 003  
Allegation: No Affidavit

### RECOMMENDATION:

No Disciplinary action warranted; case to be filed.

DATE INITIATED  
(Date incident was received for investigation)

14-JAN-2014

DATE COMPLETED (Date of this report)

29-APR-2014

ELAPSED TIME  
(Total time expressed in days)

105

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

*[Handwritten Signature]*

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

## Attachments

	No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time
<a href="#">View</a>	1	FACE SHEET	N/A				STEWART, DENISE	03-JAN-2014 20:40
<a href="#">View</a>	2	CONFLICT CERTIFICATION	N/A				BATEY, TERRY	17-JAN-2014 16:36
<a href="#">View</a>	3	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	Sworn Affidavit	YES	BATEY, TERRY	05-MAR-2014 19:46
<a href="#">View</a>	4	REPORT (OTHER)	N/A	4	LETTER	NO	STEWART, DENISE	03-JAN-2014 21:36
<a href="#">View</a>	5	GENERAL OFFENSE CASE REPORT	N/A	3	GOCR [REDACTED]	YES	BATEY, TERRY	05-MAR-2014 19:47
<a href="#">View</a>	6	ARREST REPORT	N/A	5	Arrest Report	YES	BATEY, TERRY	05-MAR-2014 19:49
<a href="#">View</a>	7	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	6	Special Order S08-01-01 Conduct of Complaint Investigations	YES	BATEY, TERRY	05-MAR-2014 19:53
<a href="#">View</a>	8	REPORT (OTHER)	N/A	1	Letter Contact with Reporting Party	YES	BATEY, TERRY	01-APR-2014 18:31
<a href="#">View</a>	9	LETTER TO COMPLAINANT	N/A	4	Certified Letter to Reporting Party	YES	BATEY, TERRY	01-APR-2014 18:32
<a href="#">View</a>	10	U.S.P.S. (USPS) TRACKING REPORT	N/A	1	USPS Tracking Confirmation	YES	BATEY, TERRY	01-APR-2014 18:32
<a href="#">View</a>	11	REPORT (OTHER)	N/A	1	Returned Certified Letter	YES	BATEY, TERRY	01-APR-2014 18:33
<a href="#">View</a>	12	LETTER TO COMPLAINANT	N/A	3	Certified Letter to Reporting Party Home Address	YES	BATEY, TERRY	29-APR-2014 17:05
<a href="#">View</a>	13	U.S.P.S. (USPS) TRACKING REPORT	N/A	1	USPS Tracking Confirmation - Reporting Party Home Address	YES	BATEY, TERRY	29-APR-2014 17:06